

**REMARKS/ARGUMENTS**

Claims 1-17 have been examined. Claims 1 and 15 have been amended. Claims 18-19 and 35 have been canceled. Reconsideration of the claims, as amended, is respectfully requested.

Initial Comments

Counsel wishes to thank Examiner Patel for the interview of February 16, 2005. An appropriate Interview Summary form has been completed by the Examiner.

Claim Rejections - 35 U.S.C. §102

Claims 1-10 and 13-15 are rejected under 35 U.S.C. §102(b) as being anticipated by Lurie. This rejection is respectfully traversed.

As discussed in the interview, the Lurie patent fails to describe the active extraction of respiratory gases from a patient. Hence, claims 1-10 and 13-15 are distinguishable without amendment.

In the interview, the Biondi reference was also discussed. As mentioned, the Biondi patent does not address the treatment of a person suffering from low blood pressure or head trauma as claimed in claim 1. The limitations now incorporated into claim 1 (delivering a positive pressure breath for about 0.5 seconds to about 2 seconds and lowering the intrathoracic pressure to about -1mm HG to about -20mm Hg) are instrumental in enhancing blood pressure and reducing the effects of head trauma. Since these limitations, as well as the step of repetitively compressing the chest, is not disclosed in Biondi, claim 1 as amended is distinguishable over Biondi as well. Hence, it is respectfully requested that the §102 rejection of claims 1-10 and 13-15 be withdrawn.

Claim Rejections - 35 U.S.C. §103

Claims 11-12 and 16 and 17 are rejected under 35 U.S.C. §103(a) as being unpatentable over Lurie in view of Orr. Claims 11, 12, 16 and 17 depend from claim 1 which is distinguishable over Orr. Hence, these claims are distinguishable for at least the same reasons.

Canceled Claims

As agreed to in the interview, claims 18, 19 and 35 have been canceled.

CONCLUSION

In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

Respectfully submitted,

Darin J. Gibby  
Reg. No. 38,464

TOWNSEND and TOWNSEND and CREW LLP  
Two Embarcadero Center, Eighth Floor  
San Francisco, California 94111-3834  
Tel: (303) 571-4000  
Fax: (303) 571-4321  
DJG/cl  
60424812 v1